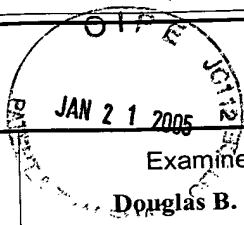


**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Large Entity)**

Docket No.
621-168 RCE

In Re Application Of: Redding, et al.



Application No.
09/648,720

Filing Date
August 25, 2000

Examiner
Douglas B. Blair

Customer No.
33769

Group Art Unit
2142

Confirmation No.
7459

Invention: LICENSE MANAGEMENT SYSTEM AND METHOD WITH LICENSE BALANCING

Attention: Office of Petitions
Mail Stop Petition
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. ☒ A proposed reply to the above-identified notice or action:

☒ is enclosed. ☐ was filed on _____

The proposed reply is in the form of: Request for Continued Examination

2. ☐ The issue fee:

☐ is enclosed. ☐ was paid on _____

3. ☒ The abandoned application was a:

☐ design application. ☒ utility application. ☐ plant application.

4. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

5. ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

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09/648,720	August 25, 2000	Douglas B. Blair	33769	2142	7459

Invention: **LICENSE MANAGEMENT SYSTEM AND METHOD WITH LICENSE BALANCING**

Calculation and Payment of Fees

Enclosed are the following fees:

- | | |
|--|-----------------------------|
| 6. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of: | <u>\$1,500.00</u> |
| 7. <input type="checkbox"/> Fee for amendment in the amount of: | <u> </u> |
| 8. <input checked="" type="checkbox"/> Fee for extension of time to respond to Office Action in the amount of: | <u>\$590.00</u> |
| 9. <input type="checkbox"/> Issue fee in the amount of: | <u> </u> |
| 10. <input type="checkbox"/> Continuing application filing fee in the amount of: | <u> </u> |
| 11. <input type="checkbox"/> Terminal disclaimer fee in the amount of: | <u> </u> |
| 12. <input checked="" type="checkbox"/> <u>Request for Continued Examination</u> | <u>\$790.00</u> |
| Total fees enclosed: | <u>\$2,880.00</u> |

The fee of **\$2,880** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed. ^{additional}
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **502335**
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**Petition For Revival Of An Application For Patent Abandoned
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Invention: LICENSE MANAGEMENT SYSTEM AND METHOD WITH LICENSE BALANCING

Statement

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

(Please see accompanying Additional Statment attached hereto.)

EXPRESS MAIL CERTIFICATE

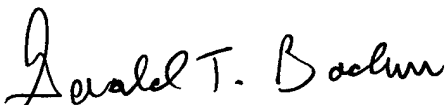
Date 1/21/2005 Label No. ED381151797US

I hereby certify that on the date indicated above, I deposited this paper or fee with the U.S. Postal Service and that it was addressed for delivery to the Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "EXPRESS MAIL Post Office to Addressee" service

Susan L. Toledano
Name (Print)


(Signature)

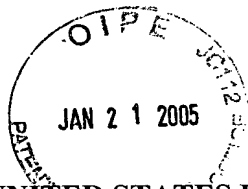
Dated: January 21, 2005


Signature

Gerald T. Bodner, Esq.
Registration No. 30,449
Attorney for Applicant under 37 CFR 1.34(a)
Bodner & O'Rourke, LLP
425 Broadhollow Road, Suite 108
Melville, New York 11747
Telephone: (631) 249-7500
Facsimile: (631) 249-4508

CC:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on	
(Date)	
Signature of Person Mailing Correspondence	
Typed or Printed Name of Person Mailing Correspondence	



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Redding, et al.	Examiner:	Douglas B. Blair
Serial No.:	09/648,720	Group Art Unit:	2142
Filing Date:	August 25, 2000	Docket No.:	621-168 RCE
Confirmation No.:	7459	Customer No.:	33769
For:	LICENSE MANAGEMENT SYSTEM AND METHOD WITH LICENSE BALANCING	Dated:	January 21, 2005

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22313-1450 by "EXPRESS MAIL Post Office to Addressee" service

Susan L. Toledano
Name(Print)

Susan L. Toledano
(Signature)

**ADDITIONAL STATEMENT IN SUPPORT OF PETITION FOR REVIVAL
OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY
UNDER 37 C.F.R. §1.137(b)**

Sir:

The undersigned attorney represents Applicants in this case, and is submitting this Petition with the authority of Applicants in accordance with 37 C.F.R. §1.34(a). The application has relatively recently been transferred from Applicants' previous counsel to the undersigned, and correspondence from the U.S. Patent and Trademark Office is still being sent to the previous counsel.

An Amendment After Final Rejection was filed by the undersigned Attorney on November 4, 2004 in response to a final Office Action dated June 4, 2004. A Petition for a Two Month Extension of Time, with the required fee of \$430.00, was filed concurrently with the Amendment.

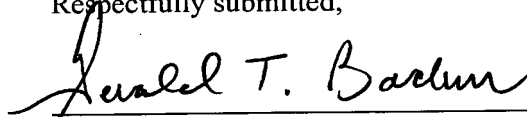
The undersigned Attorney earnestly believed that the amendments to the claims would place the application in proper form for allowance. An Advisory Action, stating that the amendments to the claims raise new issues, was mailed on December 22, 2004 to previous counsel. Therefore, a Request for Continued Examination (RCE) should have been

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Page 2

filed before the expiration of the time period for responding to the final Office Action, since Applicants' Amendment was not entered.

Applicants have unintentionally abandoned the application by not timely filing the RCE, and respectfully request that the application be revived, and that the late filed RCE submitted herewith and the Petition for a Third Month Extension be entered.

Respectfully submitted,

A handwritten signature in cursive script, reading "Gerald T. Bodner", is written over a horizontal line.

Gerald T. Bodner
Registration No. 30,449
Attorney for Applicants Under 37 C.F.R. 1.34(a)

BODNER & O'ROURKE, LLP
425 Broadhollow Road, Suite 108
Melville, New York 11747
Telephone: (631) 249-7500
Facsimile: (631) 249-4508